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Attorneys for Defendant Airbnb, Inc.

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

COLIN MARSHALL, an individual;  
CAROLINE VENTOLA, an individual;  
CHRIS CHENG, an individual; DANIEL  
DYKES, an individual; and WINSTON  
CHENG, an individual, on behalf of  
themselves and all other similarly situated,

Plaintiffs,

v.

CHRISTOPHER GREGORY ROGERS, an  
individual; ROGERS HOLDINGS, II, LLC, a  
Nevada limited liability company; BARBARA  
L. ROGERS, an individual and  
Trustee/Beneficiary of The Rogers Family  
Trust; and DANNIE EARL ROGERS, an  
individual and Trustee/Beneficiary of The  
Rogers Family Trust; THE ROGERS  
FAMILY TRUST, an unknown entity;  
AIRBNB, INC., a Delaware corporation;  
DOES 1-50, unknown individuals; and ROE  
COMPANIES 1-50, unknown business  
entities,

Defendants.

CASE NO. 2:18-cv-00078-JAD-CWH

**APPENDIX TO DECLARATION OF  
KYLE MILLER IN SUPPORT OF  
AIRBNB'S MOTION TO COMPEL  
ARBITRATION**

<u>Document Description</u>	<u>Exhibit</u>	<u>Page(s)</u>
Initial Airbnb account sign-up screen in June 2013	1	001-002
Second Airbnb account sign-up screen in June 2013	2	003-004
Initial Airbnb account sign-up screen October 21, 2015 (web browser)	3	005-006
Second Airbnb account sign-up screen on October 21, 2015 (web browser)	4	007-008
Initial Airbnb account sign-up screen on November 25, 2015 (mobile device)	5	009-010
Second Airbnb account sign-up screen on November 25, 2015 (mobile device)	6	011-012
Initial Airbnb account sign-up screen on December 10, 2015 (mobile device)	7	013-014
Second Airbnb account sign-up screen on December 10, 2015 (mobile device)	8	015-017
Chart of Airbnb business records re sign-up dates and dates that terms of service were accepted	9	018-019
Email Notification re Updated Terms of Service April 11, 2014 (W. Cheng)	10	020-021
Email Notification re Updated Terms of Service July 14, 2015 (W. Cheng)	11	022-023
Email Notification re Updated Terms of Service April 8, 2014 (D. Dykes)	12	024-025
Email Notification re Updated Terms of Service July 13, 2015 (D. Dykes)	13	026-027
Image of user screen for accepting Terms of Service update (version 2)	14	028-030
Image of user screen for accepting Terms of Service update (version 3)	15	031-033
Image of user screen for accepting Terms of Service update (version 4)	16	034-036
Image of user screen for accepting Terms of Service update (version 5)	17	037-039
Image of user screen for accepting Terms of Service update (version 6)	18	040-042
Casa Rogers Private Estate Agreement, CRPE Agreement Terms & Conditions dated August 7, 2015 (personal information redacted)	19	043-048
Airbnb Terms of Service August 15, 2011	20	049-069
Airbnb Terms of Service May 22, 2012	21	070-125
Airbnb Terms of Service April 7, 2014	22	126-173
Airbnb Terms of Service July 6, 2015	23	174-210
Airbnb Terms of Service March 29, 2016	24	211-280
Airbnb Terms of Service October 27, 2016	25	281-304

1 DATED: February 2, 2018.

MCDONALD CARANO LLP

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3 By: /s/ Jeff Silvestri

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I am an employee of McDonald Carano LLP, and that on the 2nd day of February, 2018, a true and correct copy of the foregoing **APPENDIX TO DECLARATION OF KYLE MILLER IN SUPPORT OF AIRBNB'S MOTION TO COMPEL ARBITRATION** was electronically filed with the Clerk of the Court by using CM/ECF service which will provide copies to the following counsel of record registered to receive CM/ECF notification:

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I FURTHER CERTIFY that I served a true and correct copy of the foregoing **APPENDIX TO DECLARATION OF KYLE MILLER IN SUPPORT OF AIRBNB'S MOTION TO COMPEL ARBITRATION** via United States Mail as follows:

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An employee of McDonald Carano LLP